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**IN THE UNITED STATES DISTRICT COURT FOR THE  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION**

**UNITED STATES OF AMERICA,**  
  
**Plaintiff,**  
  
**v.**  
  
**CHARLES GRADY MOYER, et al.,**  
  
**Defendants.**

**No. C-07- 00510-SBA**

**DISCLAIMER OF INTEREST  
 AND ORDER OF DISMISSAL**

Wallace H. Kresley, by and through the undersigned counsel, hereby notifies the Court that he disclaims any interest in the real property which is at issue in the above-referenced action.

It is hereby stipulated by and among the plaintiff United States of America and Wallace H. Kresley, through the undersigned counsel, that Wallace H. Kresley, be dismissed from this action, that he bear his own costs, including any possible attorneys' fees or other expenses of this litigation.

SCOTT N. SCHOOLS  
 United States Attorney

/s/ Christopher R. Lucas  
 CHRISTOPHER R. LUCAS  
 Law Office of Goforth & Lucas  
 Attorneys for Defendant-  
 Wallace H. Kresley

/s/ Thomas Moore  
 THOMAS MOORE  
 Assistant United States Attorney  
 Tax Division

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

Dated: 9/26/07

  
 UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, KATHY P. TAT declare:

That I am a citizen of the United States of America and employed in San Francisco County, California; that my business address is Office of United States Attorney, 450 Golden Gate Avenue, Box 36055, San Francisco, California 94102; that I am over the age of eighteen years, and am not a party to the above-entitled action.

I am employed by the United States Attorney for the Northern District of California and discretion to be competent to serve papers. The undersigned further certifies that I caused a copy of the following:

DISCLAIMER OF INTEREST AND ORDER OF DISMISSAL

to be served this date upon the party(ies) in this action by placing a true copy thereof in a sealed envelope, and served as follows:

\_X\_ FIRST CLASS MAIL by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.

       PERSONAL SERVICE (BY MESSENGER)

       FACSIMILE (FAX) No.:                                 

to the parties addressed as follows:

SEE ATTACHED LIST

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on September 4, 2007 at San Francisco, California.

/s/ Kathy Tat  
KATHY P. TAT  
Legal Assistant

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